

The Fairmont West Virginia

VOL. I.

FAIRMONT WEST VIRGINIA, TUESDAY, APRIL 19, 1904.

ALL EVIDENCE ON BRIDGE QUESTION NOW SUBMITTED.

Judge W. S. Meredith Is Making a Strong Fight For an Open River
and Is Backed By Public Sentiment.

COPIES OF RAILROAD AFFIDAVITS NOT YET HERE.

Two Weeks For Attorneys to Submit Their Arguments—The Decision
the Secretary of War Should Be Soon Given Out.

According to the arrangements made at the bridge hearing here two weeks ago, all evidence, papers, statements, maps, etc., were to be filed with Captain Sibert by to-day. Four copies had to be made of every paper submitted, one copy to be retained by the attorney presenting it, one for the opposing attorney, one to be kept on file by Captain Sibert, and one for the Secretary of War.

Nothing new has yet been sent in to Judge Meredith from Captain Sibert's office. He will likely get some interesting copies from that end of the line in a few days. He will have no opportunity to refute the evidence except in his argument. The same may be said, however, in regard to the sworn statements of about twenty-five leading Fairmont citizens. The railroad company will not get copies of their affidavits in time to offset them with any new evidence. They will be with their agreement.

As we understand the case, the citizens only have to show the Secretary of War that beyond a reasonable doubt the bridge is an obstruction. The evidence submitted to him is something like the hearing of a grand jury. An indictment by a grand jury does not convict a man. He is tried by a petit jury. But in this bridge question, the decision of the Secretary of War is final and is made only on the grounds of "beyond reasonable doubt." It looks like the case will be quickly disposed of by the Secretary of War, but "there is nothing half so delusive as a dead sure thing."

There seems to be some misunderstanding as to the method of procedure in the matter of the bridge controversy. Quite a number of people have expressed surprise at the government's calling upon the people to make any defense. They give as their reason that after the government has spent millions of dollars on river improvement, it ought to know its duty and proceed at once to open the river. A few words of explanation may throw a little light on the subject. The F. M. & P. bridge was built in 1884, while the law requiring an act of Congress to give permission to bridge slack water was not passed until in 1889. Permission had to be obtained from the Secretary of War and an agreement was made by the railroad to raise or remove the bridge upon the request of the government. This seems to have been a voluntary agreement on the part of the railroad, and that the government is now powerless to enforce it. However, about a year ago the government authorities desiring all obstructions removed by the time the water was slack, asked the railroad company to comply with their agreement.

At this point is where the trouble began. When the company refused to raise the bridge no further action could be taken by the government until slack water was actually in the pool. The government couldn't say "the bridge will be an obstruction, but it had to wait and say, the bridge is an obstruction." Only in that way could a case be brought and action taken comes under that of a criminal procedure, hence both sides have to be heard.

It is to be hoped that everything will be amicably settled without permanent injury to the railroad or the retarding of the city's growth and advancement.

PROMINENT FIRM

Reported to Be in Some Financial Trouble.

There is a rumor afloat on the streets to-day that the firm of Hobbs & Co. is in financial trouble. Several mechanics' liens have been filed against it. At the firm's office in the Court House, Mr. Hobbs whereabouts do not seem to be definitely known, but it is utterly preposterous to imagine that he has absconded, a some gossiping suppose.

JOHN STARN

STRUCK BY No. 5, THIS MORNING
NEAR JOHNSTOWN.

Almost Instantly Killed—Funeral Will
Take Place To-morrow at Catawba.

A distressing accident occurred at Johnstown about 7:45 this morning, when the Pittsburg flyer struck and almost instantly killed John Starns, an aged resident of this county. Both limbs were broken below the knee and his head mashed.

Mr. Starns, who was 77 years of age, has lived for a number of years with his son-in-law, W. E. Welch, directly in front of whose home the horrible accident took place.

E. Musgrave & Sons prepared the body for burial, which will take place to-morrow at 12:30 p. m., in the cemetery at Catawba, where his wife was laid to rest several years ago. Rev. W. H. Wiley will conduct the services.

Mr. Starns has three sons and four daughters living—George Starns, of the First Ward; Frank Starns, of Pawpaw District; Lafayette Starns, of the Fourth Ward; Mrs. W. E. Welch, Mrs. C. B. Harker, Mrs. F. A. Bartholow and Miss Margaret Starns.

DISPUTE

Ends in Blows—Two Insurance Men
Don't Like Each Other Any More.

This morning at the Marietta Hotel, Charles Pethel and Charles Hall, two insurance agents, got into a dispute over a certain condition in a particular kind of policy. The longer they talked the more were their passions aroused, until finally Pethel's fist came in contact with Hall's head, and he, not being accustomed to having his "bumps" felt in such a rough manner, is now carrying several places on his head which need restoring to their natural color.

Warrants may be issued for their arrest.

To Become Benedict.

Lee N. Satterfield, one of Fairmont's most popular and best-liked boys, left this morning for Harrisville, this State, where on Wednesday afternoon at three o'clock he will be united in marriage to Miss Helen Pierpont, well known here. The wedding will be a quiet one, and none but the most intimate friends will attend. The affair will take place at the home of the bride's parents.

Mr. Satterfield will be the first one of the "Elco Club" to become a benedict, and his friends wish him success. At present he holds a responsible position in the local Baltimore and Ohio freight office, as chief clerk in the coal billing office.

Mr. and Mrs. Satterfield will return home Thursday evening, and they will reside at Mr. Satterfield's home on Quincy street.

Moved Into the New Jacobs Building.

Mr. W. A. Morehead, the popular mantelmen, and Mr. A. M. Knight, the genial paper merchant, have moved from First street, South Side, into the new Jacobs building on Monroe street. They are nicely situated, the handsome mantels and attractive wall paper making a fine display. Their business is entirely separate, although they use the same room. They hope to retain all their old customers and gain many new ones by moving into larger and more centrally located quarters.

The Weather.

Partly cloudy to-night and Wednesday, stationary temperature.

EXHIBIT

OF THE FAIRMONT COAL COMPANY ALMOST READY.

WILL BE ONE OF THE BEST EXHIBITS AT THE FAIR.

The Fairmont Coal Co.'s exhibit for the Louisiana Purchase Exposition is nearly finished. The five carloads, which were made in Chicago, having been received at St. Louis a few days since and the Wagner-Palmros Co. will have their contract completed in a week or ten days, which will complete the exhibit, of which Mr. Mayers, who left for St. Louis this morning will have charge.

They will have five thousand feet of floor space for the display.

THE WEST VIRGINIAN'S TELEGRAPHIC SERVICE.

We think our readers will be glad to know that they are to have a full leased wire telegraphic report. For a few days we will have only a "pony" report of a few hundred words, but just as soon as the service can be inaugurated we will have the complete day report furnished by the Publishers' Press Association, consisting of from 10,000 to 15,000 words of well selected news. Dispatches will begin to reach us about eight o'clock a. m., and run to the time of going to press in the afternoon. In this way our readers will get the news from fourteen to sixteen hours before the morning dailies from the cities can reach here. Our patrons can rest assured that we will give them a paper worthy of their support.

HOW TEDDY WILL OPEN EXPO.

President to Press Telegraph Key
and Start St. Louis Fair.

WASHINGTON, April 18.—The ceremony at the White House incident to the opening of the Louisiana Purchase Exposition at St. Louis will take place in the East room of the White House at 1 o'clock (Eastern standard time) Saturday, April 30. The Justices of the United States Supreme Court, the members of the diplomatic corps, the President pro tem of the Senate and the Speaker of the House, with other guests, will be invited.

A special telegraph wire will be run into the East room. Promptly at 1 o'clock President Roosevelt will press the key which will start the machinery of the fair. He then will exchange with President Francis congratulatory messages.

FOUR CANDIDATES

For the State Senate in Monongalia—
Primary to be Held May 14th.

Yesterday's Morgantown Post presented the announcement together with a handsome cut of Geo. B. Gerau as a candidate for State Senate from the Eleventh Senatorial District. Monongalia now has four candidates for State Senate, viz: Col. J. H. McDermott, Hon. E. M. Grant, Capt. Alpheus Garrison and Geo. B. Gerau. We are unable to say whether Mr. Gerau has a title prefixed to his name or not. These four men announce themselves as subject to the Republican Primary to be held on May 14th. As the Eleventh District will likely ratify Monongalia's choice, we will watch with interest the outcome of the contest.

AWFUL ACCIDENT.

At Tin Plate Mill—Boy Mashed Into
Shapeless Mass.

SHARON, Pa., April 19.—James Lewis, aged thirteen, while oiling cold rolls, at South Sharon Tin Plate Mill, this morning, had his clothing caught in the machinery and drew his body, head first, through the pinions of the rolls, crushing it to a shapeless mass. Lewis was the only support of his grandparents, which makes the accident a very sad one.

CHICKENS COME

HOME TO ROOST.

Word was received at the Court-house yesterday that B. F. Brown, the youthful forger, had returned to his home just above the city. Sheriff Jolliffe, Deputy Davis, Chief Bartholow and B. & O. Detective Watson constituted the posse that tried to entrap the young fugitive, but he evaded arrest. Sheriff Jolliffe says that it will be but a short time until Brown is in the clutches of justice.

CANDIDATES

FOR EMPTY HONORS GETTING
QUITE PLENTIFUL.

Keen Competition For National Delegates Among West Virginia Democrats.

CHARLESTON, W. Va., April 19.—There are a dozen candidates for delegates-at-large to St. Louis whose names will be presented to the Democratic State convention here Wednesday. These candidates and other leaders are at variance in preference for President, so that no instructions are expected. Among those mentioned for delegates-at-large are former Senators Davis, Camden and Faulkner, former Governor McCorkle, John H. Hall, Owen S. McKinney, Benjamin H. Butcher, H. S. Wilson, Alexander Mathews, J. W. St. Clair and Thomas S. Riley. Former Senator Davis, father-in-law of Senator Elkins, is a cousin of Gorman and favors the Maryland Senator, as do also Camden and McCorkle, while Faulkner, Mathews, St. Clair and McKinney favor Cleveland. Riley is for Olney and Holt for Parker. Butcher and Wilson favor Hearst. C. W. Dailey, a neighbor of former Senator Davis at Elkins, will be temporary chairman. The Democratic convention of all five districts in West Virginia will be held Wednesday forenoon. If Gorman should be nominated for President former Senator Davis has consented to accept the Democratic nomination for Governor in order to help the electoral ticket in this State.

FAVOR MANY CANDIDATES

West Virginia Will Play no Favorites
—Senator Davis May Run for Governor.

CHARLESTOWN, W. Va., April 18.—There are a dozen candidates for delegates at large to St. Louis whose names will be presented to the Democratic State Convention here Wednesday. These candidates and other leaders are at variance in preference for president, so that no instructions are expected.

Among those mentioned for delegates at large are former Senators Davis, Camden and Faulkner, former Governor McCorkle, John H. Holt, Owen S. McKinney, Benjamin W. Butcher, H. S. Wilson, Alexander Mathews, J. W. St. Clair and Gen. Thomas S. Riley.

Former Senator Davis, father-in-law of Senator Elkins, is a cousin of Gorman, and favors the former Senator, as do also Camden and McCorkle, while Faulkner, Mathews, St. Clair and McKinney favor Cleveland. Riley is for Olney and Holt for Parker. Butcher and Wilson favor Hearst.

C. W. Dailey, a neighbor of former Senator Davis at Elkins, will be temporary chairman.

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Col. Morrow in the City.

Col J. C. Morrow, who will be remembered by many of our people for his phenomenal success in conducting lot sales, was at the Tavern to-day enroute from Hundred to Wallace, Harrison county. The genial Colonel had a very successful sale in the former town yesterday, and will have seventy-five lots to sell in the latter place to-morrow.

As nearly every one knows, he is the gentleman who sold the \$92,000 worth in East Park two years ago, and also made the Jackson Addition sale a success, selling \$65,000 worth in that desirable section.

Colonel Morrow has officiated at fifty-seven lot sales in this State, and has nineteen under contract for 1904.

Stopped Work to Fight.

While shoveling coal at Kingmont yesterday, Joe Tony and James Porlis, two Italians of Kingmont got into a quarrel over who was doing the most work. Tony shoved or knocked Porlis down. He came to town and swore out a warrant for Tony. This morning Constable L. C. Jones went up and brought them down. The case came up this afternoon in Justice Amos's Court. There was evidence enough against Tony for the Justice to fine him five dollars, which he paid.

NEW YORK DEMOCRATS DECLINE FOR

Tammany Failed to Prevent an Instructed Delegation
One Delegate.

TIGER MACHINE IS NOT AGAINST

New York Desires to Act in Harmony with the Rest
Has No New Tenets to Put Forth.

ALBANY, N. Y., April 19.—The Democratic State convention for the election of delegates to the national convention selected the following delegates-at-large:

David B. Hill, of Albany, Edward B. Murphy, of Troy, George Ehret, of New York City and James W. Ridgeway, of Brooklyn.

As alternates it selected C. N. Bulger, of Oswego, W. Cary Ely, of Buffalo, C. H. Akerman, of Brooms, and Francis Burton Harrison, of New York.

The delegates were instructed by a vote of 301 to 149 for Alton B. Parker as the candidate for President. Tammany was not treated as badly as had been predicted, being allowed to name a delegate-at-large, Mr. Ehret, and an alternate and one of the two electors-at-large, Harry Payne Whitney, the other being John T. Woodford.

Great Confusion and Struggles.

Great confusion resulted from orders which had been given to keep the doors closed until the last moment. The crush before the doors and in the hall was tremendous. The aisles were filled with a scrambling crowd, demanding seats at the ratio of about three persons to one seat. The police were all but helpless.

Order was finally secured, and former State Senator George Raines, of Monroe county, was introduced as chairman, and he delivered a speech to the convention.

Convention's Preface.

In the coming campaign, he said, the Democratic party of New York desires to act in accord with the rest of the Democracy of the Union.

We have no peculiar tenets to put forth, no isolated ideas to frame as

a New York idea or cry for this campaign. However, there should be insisted a place in our platform upon which substantially united.

We to-day know that the bosses and tariff

selected as their a citizen of New York at large are no heroes, nor for one spectacular or ad

are looking for a level-headed well. There is among essentially as to on the sentiment of is practically una difference in see as to the form in should be express

Will Likely

HARRISBURG, (Special).—There that delegates to cratic Convention Democratic State not be instructed go to St. Louis, the New York, I ceptable candidat

Ten Mill

LAWSON, YU 19.—(Special).—K at least ten mi Nome will swell millions more. the year in Klon

Engineer J. B.

city to-day.

FAIRMONT AND MANNINGTON RAILROAD COM SELECT

NO DANGER

OF REPUBLICANS LOSING WEST
VIRGINIA.

Senator Elkins Says Factional Divi-
sion Will Come Out all Right.

WASHINGTON, D. C., April 19.—Senator Elkins spent some time with the President in conference as to political and legislative matters this afternoon. The vigorous pushing of Senator Elkins' name for the vice presidency by the Republicans of this State, is attracting general attention. Senator Elkins, himself, does not discuss the matter with his friends.

When Senator Elkins was asked to-day about the factional divisions of the party in West Virginia, he said: "That will come out all right and the State will cast its electoral vote for Roosevelt for President. The Democrats are divided over the same questions that are giving concern to Republicans, and there is not the least fear that the State will be lost to the party."

JURORS DRAWN

To Serve at the Next Term of the
Intermediate Court, Begin-
ning May 3.

S. W. Hall, Levi Reinhart, John Thrash, W. S. Parish, Arthur Reed, J. M. Corday, Richard Linn, J. E. Merrifield, S. C. Knight, Albert Rowand, E. P. Conaway, Newt Swisher, Elmas Jolliffe, Marion Long, F. T. Smith, Calvin Annett, Waitman James P. Musgrave, Wm. L. D. Bear, Charles P. Fleming, I. Renza Ha

MET YESTERDAY
OFFICE OF
FI

IN THIS CITY
COMPANY
MEAN

At a meeting Allison S. Flem yesterday afternoon, and Manning and Manning company was charged of State Ma

Following Board of Exe Thos. W. Fleming, Ch O. S. McKinney, A. I ing of Fairmont, and J. T. A. Pritchard of Man The Directors agreed follows:

President—Thos. W. Vice President—V. T. Secretary—Allison Treasurer—Chas. E. Applications for fran made to the City Co mont, Mannington and to the County Cou

All other business per organization of such was transacted at this engineers have com tion of the line and one considering the gineers have to a railroads thro The line follo to Barrackvil from that p ing through towns, in Farming